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October 5, 2009

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AT 8:30 M
WILLIAM T. WALSH, CLERK

Clerk, United States District Court
Honorable Katherine S. Hayden
Judge, U.S. District Court
King Federal Courthouse Bldg.
50 Walnut Street
Newark, NJ 07102

RE: Garnishment – Steven Smith
CR No. 00-760

Dear Honorable Katherine S. Hayden:

This is in response to the recent Notice of Garnishment received on behalf of Lord & Taylor, regarding former associate Steven Smith. This is to verify that Steven Smith was in our employ from November 11, 2008 thru December 28, 2008 and held a position as a Temporary associate. Enclosed are his earnings for that time period.

Should there be any additional further information required, please contact me. Thank you.

Sincerely,



Diana Hoover
Legal Administrator
Lord & Taylor LLC

CC: Kelly C. Parker-Battle – Financial Specialist
Steven Smith

EARNINGS HISTORY REPORT - P1R72M
LT ST 00000428817

LORD & TAYLOR

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RUN DATE 7

L3	L4	L5	HOURS	-EARNINGS-	FEDERAL	TAXES STATE	CITY/COUNTY	-DED/NET/CK AMT----
	EMPLOYEE NAME							
0030 0952 8101	SMITH, STEVEN							
C-1		'00 REG	.00		.00 FIT	.78 SIT	.00 CNTY	.00 TOTDED
4494472		.00 OTH	.00		.43 SS	.31 SDI	.00 CITY	.94 NETPAY
11-15-2008		10.00 TOT	71.50		1.04 MED	1.09 TOT	.00 TOT	64.94 CKAMT
					5.47 TOT			7.7500 RATE
0030 0952 8101		'00 REG	.00		.00 FIT	.00 SIT	.00 CNTY	.00 TOTDED
C-1		.00 OTH	.00		.00 SS	.00 SDI	.00 CITY	.00 NETPAY
11-22-2008		10.00 TOT	71.50		.00 MED	.00 TOT	.00 TOT	
					.00 TOT			7.7500 RATE
0030 0952 8101		'00 REG	.00		.00 FIT	.00 SIT	.00 CNTY	.00 TOTDED
C-1		.00 OTH	.00		.00 SS	.00 SDI	.00 CITY	.00 NETPAY
11-29-2008		10.00 TOT	71.50		.00 MED	.00 TOT	.00 TOT	
					.00 TOT			7.7500 RATE
0030 0952 8101		'00 REG	.00		.00 FIT	.00 SIT	.00 CNTY	.00 TOTDED
C-1		.00 OTH	.00		.00 SS	.00 SDI	.00 CITY	.00 NETPAY
12-06-2008		10.00 TOT	71.50		.00 MED	.00 TOT	.00 TOT	
					.00 TOT			7.7500 RATE
0030 0952 8101		'00 REG	.00		.00 FIT	.59 SIT	.00 CNTY	.00 TOTDED
C-1		.00 OTH	.00		3.65 SS	.29 SDI	.00 CITY	.27 NETPAY
4515834		7.60 TOT	58.90		.85 MED	1.25 SUI	.00 TOT	53.27 CKAMT
12-13-2008					4.50 TOT	1.13 TOT		7.7500 RATE
0030 0952 8101		'00 REG	.00		.00 FIT	.2.44 SIT	.00 CNTY	.00 TOTDED
C-1		.00 OTH	.00		11.30 SS	.91 SDI	.00 CITY	.68 NETPAY
4522193		23.50 TOT	182.13		2.64 MED	1.78 SUI	.00 TOT	157.68 CKAMT
12-20-2008					20.32 TOT	4.13 TOT		7.7500 RATE
NET		31.10 REG	241.03		6.38 FIT	3.81 SIT	.00 CNTY	.00 TOTDED
		10.00 OTH	312.53 TOT		19.38 SS	1.20 SDI	.00 CITY	.89 NETPAY
		41.10 TOT			4.53 MED	1.34 SUI		
					30.29 TOT	6.35 TOT		
						.00 TOT		

RALPH J. MARRA, JR.
Acting United States Attorney
LEAH A. BYNON
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(973)645-2736
LAB0321
FLU:KCPB

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

UNITED STATES OF AMERICA,

Plaintiff,

v.

STEVEN SMITH,

Defendant,

and

**LORD & TAYLOR,
and its successors or assigns,**

Garnishee.

Hon. Katharine S. Hayden

CR No. 00-760

ANSWER OF THE GARNISHEE

Diana Hoover, BEING DULY SWORN DEPOSES AND SAYS:
(Affiant)

IF GARNISHEE IS AN INDIVIDUAL:

That he/she is Garnishee herein doing business in the name of:

Lord & Taylor, 250 Highland Park Blvd., Wilkes-Barre, PA 18702
(State full name and address of business)

IF GARNISheeE IS A PARTNERSHIP:

That he/she is a member _____ of a partnership composed of which Garnishee is a partner.

IF GARNISheeE IS A CORPORATION:

Legal

That he/she is the (State Official Title) Admin. of Garnishee, Lord & Taylor LLC
corporation, organized under the laws of the State of DE.

On Oct 1, 2009, Garnishee received the Writ of Continuing Garnishment by Federal Express Mail. The Garnishee was informed of its right to have the Writ served by the United States Marshal. The Garnishee expressly waives service of the Writ of Continuing Garnishment by United States Marshal and accepts service of the Writ of Continuing Garnishment by Federal Express Mail. For the pay period in effect on the date of service (shown above)

Yes No

<p><input checked="" type="checkbox"/> +</p> <p>1. Defendant was in my/our employ.</p> <p>2. Pay period is <u> </u> weekly, <u> </u> bi-weekly <u> </u> semi-monthly, <u> </u> monthly.</p> <p>Enter date present pay period began. (Present means the pay period in which this order and notice of garnishment were served) _____</p> <p>Enter date above pay period ends.</p> <p>3. Enter amount of net wages. Calculate below:</p> <p>(a) Gross Pay \$ _____</p> <p>(b) Federal income tax \$ _____</p>	<p><i>Employment dates: 11/11/08 - 12/28/08</i></p> <p><i>Associate no longer employed at L&T.</i></p>
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© F.I.C.A. income tax	\$ _____
(d) State income tax	\$ _____
(e) City/Local Income Tax	\$ _____
Total of tax withholdings	\$ _____
Net Wages (a less total of b,c,d)	\$ _____

Yes No

4. Are there garnishments already in effect? If the answer is yes, describe below.

5. The Garnishee has custody, control or possession of the following property (non-earnings), in which the Debtor maintains an interest, as described below:

<u>Description of Property</u>	<u>Approximate Value</u>	<u>Description of Debtor's Interest in Property</u>
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1. _____
2. _____
3. _____

Garnishee anticipates owing to the judgment-debtor in the future, the following amounts:

<u>Amount</u>	<u>Estimate date or Period Due</u>
1. \$ _____	_____

2. \$ _____

3. \$ _____

(Check the applicable line below if you deny that you hold property subject to this order of garnishment.)

[The Garnishee makes the following claim of exemption on the part of Defendant:]

[Or has the following objections, defenses, or set-offs to Plaintiff's right to apply Garnishee's indebtedness to Defendant upon Plaintiff's claim:]

[The Garnishee was then in no manner and upon no account indebted or under liability to the Defendant, Steven Smith, and that the Garnishee did not have in his/her possession or control any property belonging to the Defendant, or in which the Garnishee has an interest; and is in no manner liable as Garnishee in this action.]

The Garnishee mailed a copy of this answer by first-class mail to (1) the Debtor, Steven Smith , at (debtor's address):

293 North Oraton Parkway
Apt. 14
East Orange, NJ

and (2) the Acting United States Attorney of the District of New Jersey, 970 Broad Street, 7th Floor, Newark, NJ 07102, Attn: Kelly C. Parker-Battle, Financial Specialist.

Jeanne Horner L&T
Garnishee

Subscribed and sworn to before me this
5 day of October 2009.

Catherine E. Stefanowicz
Notary Public
(Seal) COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Catherine E. Stefanowicz, Notary Public
Wilkes-Barre, Twp., Luzerne County
My Commission Expires March 18, 2013
Member, Pennsylvania Association of Notaries

March 19, 2013